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Teri McDonald 9/22/05**DOCUMENT(S) FAXED:****PAGES ATTACHED: 2**

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|--------------|-------------------------------|
| Re Applic of | Dureseti Chidambarrao, et al. |
| Docket No. | FIS920030388US1 |
| Serial No. | 10/790,550 |
| Filing Date | 3/1/04 |
| Attorney | H. Daniel Schnurmann |

Attached: Response to Restriction Requirement**PLEASE DELIVER TO: Quoc Dinh Hoang**
EXAMINER: ART UNIT: 2818
CONFIRMATION NO.: 9708
PHONE NO:
FAX NO: 571-273-8300

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| IN THE UNITED STATES PATENT AND TRADEMARK OFFICE | |
|---|---|
| In re application of: Dureseti Chidambarrao, et al. | Date: September 22, 2005 |
| Serial Number: 10/790,550 | Examiner: Quoc Dinh Hoang |
| Filed: 3/01/2004 | Group Art Unit: 2818 |
| Title: Method of Manufacture of Fin-Fet Devices with T-Shaped Fins and Devices Manufactured Thereby. | IBM Corporation D/18G, B/300, Zip 482 2070 Route 52 Hopewell Junction, NY 12533-6531 |

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner of Patents and Trademarks
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action dated September 7, 2005.

The Examiner in the aforementioned Office Action has required restriction under 35 U.S.C. 121, stating that the claims belong to:

GROUP I, Claims 14-20, drawn to an FET device, and

GROUP II, Claims 1-13, drawn to a process of making an FET device.

Applicants traverse the aforementioned Restriction Requirement for the following reason:

Applicants submit that the claims as filed are related as a process of fabricating a Field-Effect Transistor. The Restriction Requirement justifies the restriction by vaguely stating that "the process as claimed can be used to make other and materially different products", but fails to list any such "other and materially different products". Thus, Applicants deem that both Groups I and II are one and the same, and they do not fit the criteria for restriction. Accordingly, it is believed that the restriction requirement should be withdrawn.

Notwithstanding the foregoing arguments, Applicants elect to prosecute the invention of GROUP II, consisting of Claims 1-13 drawn to the process, and withdraw from consideration the claims forming GROUP I, as being drawn to non-elected invention, without prejudice to the Applicants' right to file a Divisional or Continuation or Continuation-in-Part Patent Application for the withdrawn claims.

Respectfully submitted,

DURESETI CHIDAMBARRAO, ET AL.

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